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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Richard M. KRIS et al.

Serial No.: 09/885,973

Group Art Unit: Unknown

Filed: 22 June 2001

Examiner: Unknown

For: HIGH THROUGHPUT ASSAY SYSTEM USING MASS SPECTROMETRY

**INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §§ 1.56, 1.97 and 1.98**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97 and 1.98 as follows:

**Timing and Fees**

- Under 37 C.F.R. § 1.97(b), no fee or statement is required for filing this information disclosure statement is filed:
  - within three months of the filing date of a national application other than a CPA under § 1.53(d);
  - within three months of the actual filing date of the national phase of a PCT application; OR
  - before the mailing of a first substantive office action (including after filing of an RCE).
- Under 37 C.F.R. § 1.97(c), this information disclosure statement is filed after the periods specified in 37 C.F.R. § 1.97(b), but before the mailing date of:
  - a final rejection under 37 C.F.R. 1.113;
  - termination of prosecution, e.g. Ex Parte Quayle, M.P.E.P. § 609(B)(2); OR
  - a notice of allowance under 37 C.F.R. § 1.311; and

is accompanied by:

- the statement as specified in 37 C.F.R. § 1.97(e) set out below; OR
- a check covering the fee of \$180.00 under 37 C.F.R. § 1.17(p).

Under 37 C.F.R. § 1.97(d), this information disclosure statement is filed after the mailing date of the following actions which have not been withdrawn:

- a final action under 37 C.F.R. § 1.113;
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AND is filed on or before payment of the issue fee; AND is accompanied by:

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Statements Under 37 C.F.R. 1.97(e)

- Each item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application having a mailing date not more than three months prior to the filing date of this information disclosure statement; or
- No item of information contained in this information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and to the knowledge of the undersigned attorney after making reasonable inquiry, no item of information contained in this information disclosure statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing date of the information disclosure statement.

Cited Materials

- Copies of materials listed but not attached were cited in benefit (35 U.S.C. § 120) ancestor application Serial No. \_\_\_\_\_, on Form 892 by the Examiner and/or Form 1449 by the applicant; see 37 C.F.R. § 1.98(d).
- Copies of materials listed but not attached were cited in an international search report dated \_\_\_\_\_.
- Copies of the materials listed are attached (except for the foregoing).

### Non-English Language References

- An English-language search report or equivalent paper from a foreign patent office is provided indicating the relevance of the cited reference(s).
- A foreign-language search report from a foreign patent office is provided, and pertinent parts are translated substantively below:

X = document of particular relevance when it is taken alone  
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- Translation of other relevant information on foreign search report

[insert necessary translation here]

### Other Information

#### Payment of Fees Due (If Any):

- A check for \$180 covering the fee identified above is attached.
- Please charge to Deposit Account No. 13-3402 \$\_\_\_\_\_ for the fee identified above.

The Commissioner is hereby authorized to charge or credit any overpayment to Deposit Account #13-3402, two copies of this paper are attached for this purpose.

Respectfully submitted,

  
Anthony J. Zelano, Reg. No. 27,969  
Attorney for Applicants

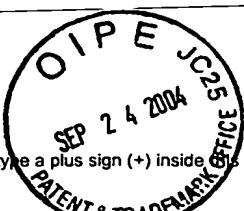
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Attorney Docket No.: NEOGEN-0001-WO-P02-C1

Date: 24 September 2004

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## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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of

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Complete if Known	
Application Number	09/885,973
Filing Date	22 June 2001
First Named Inventor	Richard M. KRIS et al.
Group Art Unit	Unknown
Examiner Name	Unknown

Attorney Docket Number

NEOGEN-001-WO-P02-C01

### U.S. PATENT DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	U.S. Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY
		Number	Kind Code <sup>2</sup> (if known)		
	1	6,200,781 B1		TAL et al.	03/13/2001
	2	6,423,492		Stuart HARBRON	07/2002
	3	5,556,762		PINILLA et al.	09/17/1996
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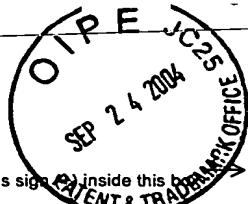
	42 PATENT & TRADEMARKS 5,656,939	HOLLIS et al.	08/05/1997				
<b>FOREIGN PATENT DOCUMENTS</b>							
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document		Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>4</sup>
		Office <sup>3</sup>	Number <sup>4</sup>				
	43	WO	9325563		12/23/1993		

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<sup>1</sup> Unique citation designation number. <sup>2</sup> See attached Kinds of U.S. Patent Documents. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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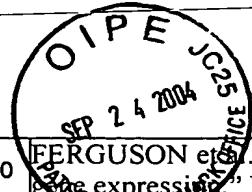
Attorney Docket Number

NEOGEN-001-WO-P02-C01

### NON PATENT LITERATURE DOCUMENTS

Examiner Initials *	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	54	NIEMEYER et al., "Hybridization characteristics of biomolecular adaptors, covalent DNA-Streptavidin conjugates," Bioconjugate Chem., 1998, pages 168-175, vol. 9.	
	55	BROWN, D., "DNA-Encoded Chips Appear to Speed," The Washington Post. Science Biotechnology, 24 November 1997.	
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	67	SCHENA et al., "Quantitative monitoring of gene expression patterns with a complementary DNA microarray," Science, 1995, pages 467-470, vol. 270.	
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	69	ARNHEIM et al., "PCR analysis of DNA sequences in single cells: single sperm gene mapping and genetic disease diagnosis," Genomics, 1990, pages 415-419, vol. 4.	



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This information disclosure statement is made in accordance with 37 C.F.R. §§ 1.56, 1.97

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